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THE UNITED STATES PATENT AND TRADEMARK OFFICE

DATE: 3/3/2003

RE: Serial No.: 09/840,819  
Docket No.: PHN 16.698A

TO: Examiner: Simon Nguyen  
Art Unit: 2683  
Fax Number: (703) 872-9314

FROM: Mike Ure  
Reg. No.: 33,089  
Telephone: (408) 617-4742

TRANSMISSION INCLUDES: 4 Pages (including cover sheet)  
Response under 37 CFR 1.111

**CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**  
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office at the number listed above  
on 3/3/2003, 2003 by Shannon Lester  
Shannon Lester

PHILIPS ELECTRONICS NORTH AMERICA CORPORATION  
1000 West Maude Avenue  
Sunnyvale, California 94085  
Fax Number: (408) 617-4856

#4  
Pd  
3/6/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of  
HENDRIK J. BERGVELD

Atty. Docket  
PHN 16,698A

Serial: 09/840,819

Group Art Unit: 2683

Filed: 04/24/2001

Examiner: NGUYEN, SIMON

Official

RECEIVED  
3/3/03

A COMMUNICATION SYSTEM, DEVICE AND METHOD

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**RESPONSE UNDER 37 C.F.R. 1.111**

Sir:

The following Remarks are responsive to the Office Action of December 19, 2002.

**REMARKS**

The Office Action of December 19, 2002 has been carefully considered. Reconsideration in view of the following remarks is respectfully requested.

Claims 12-23 were rejected under 35 USC 102(b) as being anticipated by Endo. This rejection is respectfully traversed.